

U.S. DISTRICT COURT FOR
WESTERN DISTRICT OF NEW YORK

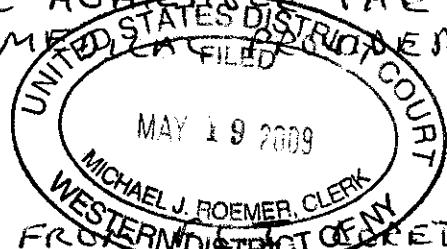
DONALD ANSON
PLAINTIFF

v.

UNITED STATES OF AMERICA
DEFENDANT

DOCKET # 1107-CV-00035

MOTION TO ASK THE COURT TO INTERVEN ON
BEHALF OF PLAINTIFF, AND ORDER HE BE RETURNED
TO LORETO, PA. AND PUT AN END TO THE DIESEL
THERAPY AS SOON AS POSSIBLE - OR IN THE ALTERNATIVE
TO ORDER N.E.O.C.C. OR WHAT EVER FACILITY IS
HOLDING PLAINTIFF TO MAKE AVAILABLE THE MEDICATION
AS LAST PRESCRIBED BY HIS MEDICAL PROVIDER AT
LORETO, PA.



THE PLAINTIFF WAS MOVED FROM FCI LORETO, BY
THE U.S. MARSHALS IN ORDER TO BE DEPOSED BY ASST.
U.S. ATTORNEY TAFFE ON 4/14/09.

THE PLAINTIFF GAVE HIS DEPOSITION, UNDER PROTEST,
ON 4/15/09.

IT IS NOW 5/10/09 AND PLAINTIFF HAS STILL NOT
BEEN RETURNED TO FCI LORETO, THE FACILITY TO
WHICH HE WAS DESIGNATED.

SOMETIME BETWEEN 4/14/09 AND 4/17/09 THE PLAINTIFF'S
EYE GLASSES AND MEDICAL RECORDS WERE LOST BY THE
U.S. MARSHALS OR THEIR CONTRACTED AGENT N.E.O.C.C.

THIS HAS LEFT PLAINTIFF WITHOUT PRESCRIBED PAIN
AND ANTI-INFLAMMATORY MEDICATION SINCE 4/14/09 (ALMOST
A MONTH NOW) AND WITHOUT HIS EYEGLASSES.

IN ADDITION PLAINTIFF IS BEING HELD WHERE HE HAS
NO ACCESS TO AN ADEQUATE LAW LIBRARY WHICH HAS
INTERFERED WITH HIS ABILITY TO WORK ON THIS
CASE AS WELL AS HIS CRIMINAL CASE'S 2255 WHICH
HAS A TIME LIMIT FOR FILING.

THE PLAINTIFF IS ALSO BEING HOUSED IN A FACIL-

ITY WHICH HAS CONDITIONS THAT ARE FAR BELOW THE
FACILITY TO WHICH HE HAS BEEN DESIGNATED.

POOR FOOD, DESPITE THE 'PRINTED' MENU

NO LAW LIBRARY (A FEW BOOKS + 2 COMPUTERS WITH READ
ONLY CAPABILITY AND LACKING MOST MATERIAL)

LIMITED ACCESS TO THAT SO-CALLED LAW LIBRARY
ONLY 1 OR, SOMETIMES, 2 HOURS OF REC.

OVER CROWDING - SOMETIMES 3 INMATES PER CELL
VERY POOR MEDICAL

~~NO TOWELS FOR OVER TWO WEEKS OR SHOWER~~

~~SHOES FOR THREE WEEKS - TOLD TO ~~SHARE~~ SHARE~~
~~WITH OTHER INMATES~~

COPIES + LEGAL MAIL HARD TO OBTAIN WITH OVER
A WEEKS WAIT AT TIMES.

FREQUENT LOCK DOWNS, COUNTS, INSPECTIONS.

UNSAFE NOISE LEVELS

NO ACCESS TO T.U. CAN WATCH, BUT CAN'T HEAR BECAUSE
THEY SUPPLY RADIOS, TO LISTEN TO T.U. BUT ONLY ONE SET
OF BATTERIES (WHICH LAST 6-7 HOURS) AND NO REPLACEMENTS.
AND MUCH MUCH MORE.

I THERE FOR ASK THE COURT TO ORDER MY RETURN TO
LORETO. I WAS BROUGHT FROM LORETO TO ROCHESTER DIRECTLY,
I DON'T SEE WHY I COULD NOT BE RETURNED THE SAME WAY.
INSTEAD I WENT TO BUFFALO TO BATAVIA BACK TO BUFFALO AND
NOW TO YOUNGSTOWN, PROBABLY 2 TO 3 TIMES THE DISTANCE
TO GET ME FROM ROCHESTER TO LORETO, AND I'M FURTHER AWAY NOW.

I ALSO FIND IT HARD TO BELIEVE THAT THE LOSS OF MY
MEDICAL RECORDS, AND EYEGLASSES, WAS MERELY "COINCIDENTAL".
THIS 'LOSS' HAS LED TO NOT ONLY MY BEING IN INCREASED PAIN
BUT LED TO CONFRONTATIONS IN MONROE COUNTY, AND A GREAT
DEAL OF HASSEL HERE AT YOUNGSTOWN.

I NEED THE MEDS. AND EYE GLASSES, AND I NEED TO
BE ABLE TO WORK ON MY 225'S AS WELL AS MY CIVIL
CASES. THIS IS UNFAIR, THOUGH JUST WHAT I TOLD THE
COURT WOULD HAPPEN. (SEE DUC #41 + #44 + LETTER 3/2/09)

AS MR. TAFFE SAID HE WOULD ARRANGE TRANSPORTATION

I FEEL HE SHOULD BE AS RESPONSIBLE AS THE DEFENDANTS
IN THIS ABUSE OF THE COURT SYSTEM. (Z) Donald J. Tamm

CERTIFICATE OF SERVICE

I CERTIFY THAT ON 5/11/ 2009, I MAILED A COPY OF MOTION TO END DRESDEN THERAPY + ORDER MEDS VIA FIRST CLASS MAIL TO THE FOLLOWING PARTIES AT THE ADDRESSES LISTED BELOW.

CLERK OF THE COURT
U.S. FEDERAL COURTHOUSE
68 COURT STREET
BUFFALO, N.Y. 14202

— AND —

ASST U.S. ATTORNEY C. TAFFE
U.S. FEDERAL COURTHOUSE ROOM 620
100 STATE STREET
ROCHESTER, N.Y. 14614

I CERTIFY THAT THESE DOCUMENTS WERE
HANDED TO PRISON STAFF (MR. MCHUGH)
PLACED IN THE PRISON'S MAIL BOX FOR FORWARDING
TO THE ABOVE ADDRESSES ON 5/11/ 2009.

I CERTIFY THAT THE FOREGOING IS TRUE
AND CORRECT, UNDER PENALTY OF PERJURY.

28 U.S.C. § 1746

5/11/ 2009 DATED

Daniel J. Sturz PRO-SE